## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MARYLAND

PLUMBERS LOCAL NO. 98 DEFINED BENEFIT PENSION FUND, Individually

and on behalf of all others

similarly situated,

CIVIL ACTION NO.

Plaintiff,

09-cv-02337-AW

ν.

;

COVENTRY HEALTH CARE, INC., DALE B. WOLF, SHAWN M. GUERTIN, and JOHN J. RUHLMANN,

Defendants.

## JOINT MOTION FOR APPROVAL OF PROPOSED PRETRIAL ORDER NO. 1

Pursuant to Local Rule 103.9, the parties in the above-captioned case hereby jointly request a consolidation of related actions and an establishment of schedule. In support of this request, the parties state the following:

- 1. The putative class action complaint in this action was filed on September 3, 2009, and alleges claims under Sections 10(b) and 20(a) of the Securities Exchange Act of 1934.
- 2. Pursuant to the Private Securities Litigation Reform Act of 1995 ("PSLRA"), which applies to this case, following a 60-day period during which persons may move the Court for appointment as "Lead Plaintiff," the Court will appoint a Lead Plaintiff for this action and any other that are consolidated with it.
- 3. The parties have conferred and agreed upon the attached Proposed Pretrial Order No. 1 as a proposal to organize this putative class action and effect the schedule contemplated by the PSLRA.

4. The parties agree that the Defendants are not required to respond to any complaint in this action until forty-five (45) days after the consolidated complaint is filed. The parties respectfully request that the Court enter Proposed Pretrial Order No. 1.

Dated: October 2, 2009

MORGAN, LEWIS & BOCKIUS LLP

BY:

Grace E. Speights (Bar No. 05254) 1111 Pennsylvania Avenue, N.W.

Washington, D.C. 20004

OF COUNSEL: Marc J. Sonnenfeld Karen Pieslak Pohlmann 1701 Market Street Philadelphia, PA 19103 Telephone: 216-963-5000

Fax: 215-963-5001

Attorneys for Defendants Coventry Health Care, Inc., Dale B. Wolf, Shawn M. Guertin, and John J. Ruhlmann BROWN GOLDSTEIN AND LEVY LLP

BY:

Daniel Frank Goldstein (Bar #01036)
Dana Whitehead McKee (Bar #04447)

120 E Baltimore St Ste 1700 Baltimore, MD 21202-6701

OF COUNSEL:
Samuel H. Rudman
David A. Rosenfeld
Mario Alba, Jr.
COUGHLIN STOIA GELLER RUDMAN &
ROBBINS, LLP
58 South Service Road, Suite 200
Melville, New York 11747
Telephone: 631-367-7100

Fax: 631-367-1173

Jacqueline A. Kelly SULLIVAN, WARD, ASHER & PATTON, P.C. 25800 Northwestern Highway 1000 Maccabees Center Southfield, MI 48075-1000 Telephone: 248-746-0700

Fax: 248-746-2760

Attorneys for Plaintiff